

AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT

for the

District of Delaware

JOHN ROCHELLE SHIPLEY  
Plaintiff

MICHAEL P. WAISH SHERIFF  
OF NEW CASTLE COUNTY  
Defendant

Civil Action No. 08-554  
JURY DEMAND

Summons in a Civil Action

To: (Defendant's name and address)

NEW CASTLE  
NEW COUNTY COURT HOUSE  
500 NORTH KING STREET  
WILMINGTON DE. 19802-3733 SHERIFF DEPARTMENT

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

JOHN, ROCHELLE SHIPLEY  
609 WILHEI AVE NEW CASTLE DE. 19720

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 9-2-08 JS

PETER T. DALLEO

Name of clerk of court

Deputy clerk's signature

FILED  
CLERK OF DISTRICT COURT  
SEP -3 PM 1:30  
038

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

**Proof of Service**

I declare under penalty of perjury that I served the summons and complaint in this case on September 2nd, 2008  
by:

(1) personally delivering a copy of each to the individual at this place, \_\_\_\_\_  
\_\_\_\_\_; or

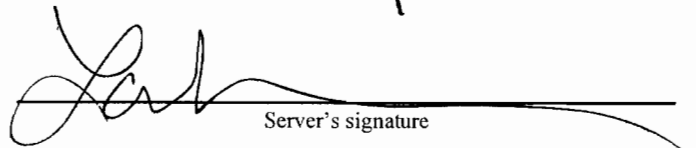
(2) leaving a copy of each at the individual's dwelling or usual place of abode with \_\_\_\_\_  
who resides there and is of suitable age and discretion; or

(3) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is  
\_\_\_\_\_; or

(4) returning the summons unexecuted to the court clerk on \_\_\_\_\_

Service was refused by Loretta Walsin on behalf of defendant at 1:47 pm  
My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_.

Date: 9/2/08

  
\_\_\_\_\_  
Server's signature  
Lauren Morrison Process Server  
\_\_\_\_\_  
Printed name and title

230 N Market St Wilmington DE  
\_\_\_\_\_  
Server's address